

for the jury to acquit of the felony and to find a verdict of guilty of assault against the person indicted, if the evidence shall warrant such finding; and when such verdict shall be found the court shall have power to imprison the person so found guilty of an assault, for any term now allowed by law in cases of conviction when the indictment was originally for the assault of a like character.

SEC. 2. That this act shall take effect from and after its ratification.

In the general assembly read three times, and ratified this the 16th day of February, A. D. 1885.

CHAPTER 69.

An act for the relief of A. H. McNeill, clerk of the superior court of Moore county.

The General Assembly of North Carolina do enact:

SECTION 1. That the clerk of the superior court of Moore county be and he is hereby exempted from the provisions of section one hundred and fourteen of the Code, and from the liabilities and penalties mentioned in section one hundred and fifteen thereof: *Provided*, that he shall attend at his office on the first Monday of each month and there remain for the transaction of probate business, between the hours of nine a. m. and four p. m., until said probate business is dispatched: *Provided further*, that he shall, at all times between the hours aforesaid, keep in his office during his absence a competent deputy for the transaction of ministerial business.

Clerk of Moore county may attend first Monday in the month only.

SEC. 2. This act shall take effect from and after its ratification, and to continue in force for the space of two years and no longer.

In the general assembly read three times, and ratified this the 16th day of February, A. D. 1885.